

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7538 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.PARIKH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

M H CHAVDA

Versus

STATE GOVERNMENT OF GUJARAT

Appearance:

MR HD RANA for Petitioner

MR VB GHARANIA, AGP for Respondents.

CORAM : MR.JUSTICE M.S.PARIKH

Date of decision: 14/09/98

ORAL JUDGEMENT

Leave to add concerned Mamlatdar as party respondent.

2. Rule. Service of rule waived by Mr. V.B. Gharania, Ld. AGP for the respondents.

3. Heard. In the facts and circumstances of the

case, this matter is taken up for final hearing today. The petitioner, alleging that he belongs to Rabari community and covered under the notification issued by the President of India, has made grievance about the learned Mamlatdar having not issued the caste certificate and delayed the matter. It is the submission of the Ld. A.G.P. that the petitioner has filed a representation in respect of the subject matter of this petition and the same is under consideration. Under the circumstances, following order is passed :-

The respondent no.3 being the concerned Mamlatdar will deal with and decide the representation and after verifying the material submitted to him for consideration will issue the required certificate as prayed for in this petition, if the Mamlatdar finds that the certificate/material placed before him is in order and is such as can be relied upon for the purpose of issuance of the certificate. Necessary decision in this respect shall be taken by him within a period of 2 weeks from today. It will be open to the petitioner to place all the material before the Mamlatdar within a period of 2 days from today.

Rule is made absolute to this extent only. No order as to cost.

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PVR sca753898j.